

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

LBS INNOVATIONS, LLC,

Plaintiff,

v.

BP AMERICA, *et al.*,

Defendant.

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Civil Action No. 2:11-cv-407

LEAD CASE

LBS INNOVATIONS, LLC,

Plaintiff,

v.

SALLY BEAUTY SUPPLY LLC, *et al.*,

Defendant.

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Civil Action No. 2:11-cv-409

CONSOLIDATED

JOINT STIPULATED MOTION FOR DISMISSAL

LBS Innovations, LLC (“Plaintiff”) and American Express Company, Barnes & Noble, Inc., Bed Bath & Beyond Inc., SunTrust Banks, Inc., and The Home Depot U.S.A. Inc. (collectively, the “MapQuest Customer Defendants”) pursuant to FED. R. CIV. P. 41(a)(2) and (c), hereby move for an order dismissing all claims and counterclaims in this action asserted between them.

Plaintiff requests that its claims and causes of action (including counterclaims) in this action against the MapQuest Customer Defendants be DISMISSED WITH PREJUDICE. The MapQuest Customer Defendants request that their claims and causes of action (including

counterclaims) in this action against Plaintiff be DISMISSED WITHOUT PREJUDICE. Each Party to bear its own costs, expenses and attorneys' fees.

Dated: March 17, 2014

Respectfully submitted,

BUETHER JOE & CARPENTER, LLC

COVINGTON & BURLING LLP

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**ATTORNEYS FOR PLAINTIFF
LBS INNOVATIONS, LLC**

**ATTORNEYS FOR DEFENDANTS AMERICAN
EXPRESS COMPANY, BARNES & NOBLE, INC.,
BED BATH & BEYOND INC., HOME DEPOT
U.S.A., INC., AND SUNTRUST BANKS, INC.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a) on this 17th day of March, 2014. Any other counsel of record will be served by facsimile transmission.

/s/ Niky Bukovcan

Niky Bukovcan

CERTIFICATE OF CONFERENCE

Pursuant to Local Rule CV-7(h), the undersigned hereby certifies that all parties have met and conferred regarding the relief sought in the Motion on the 11th day of March, 2014, and that Defendants' counsel have indicated that they have agreed to the relief sought herein.

/s/ Niky Bukovcan

Niky Bukovcan